

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF NEW YORK

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SECURITIES AND EXCHANGE COMMISSION :

*Plaintiff,* :

vs. :

Case No. 1:10-CV-457  
(GLS/CFH)

McGINN, SMITH & CO., INC., :  
McGINN, SMITH ADVISORS, LLC :  
McGINN, SMITH CAPITAL HOLDINGS CORP., :  
FIRST ADVISORY INCOME NOTES, LLC, :  
FIRST EXCELSIOR INCOME NOTES, LLC, :  
FIRST INDEPENDENT INCOME NOTES, LLC, :  
THIRD ALBANY INCOME NOTES, LLC, :  
TIMOTHY M. McGINN, AND :  
DAVID L. SMITH, GEOFFREY R. SMITH, :  
Individually and as Trustee of the David L. and :  
Lynn A. Smith Irrevocable Trust U/A 8/04/04, :  
LAUREN T. SMITH, and NANCY McGINN, :

*Defendants,* :

LYNN A. SMITH and :  
NANCY McGINN, :

*Relief Defendants. and* :

GEOFFREY R. SMITH, Trustee of the :  
David L. and Lynn A. Smith Irrevocable :  
Trust U/A 8/04/04, :

*Intervenor.* :

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**NOTICE OF FILING OF SIXTY-FOURTH PAYMENT SCHEDULE  
OF FIRST INVESTOR DISTRIBUTION**

PLEASE TAKE NOTICE that on September 11, 2020, William J. Brown, as Receiver,  
filed the attached McGinn, Smith & Co. Inc. - Sixty-Fourth Payment Schedule of Investor  
Distributions, pursuant to the Approved Plan of Distribution of Estate Assets.

In accordance with the Plan, Payment Schedules of Investor Distributions will continue to be filed on a rolling basis. The attached Payment Schedule reports the claim numbers and amount to be paid as a first distribution to the holders of the listed claim numbers, which amount has been rounded to the nearest whole dollar in accordance with Section 12 of the Plan.

Dated: September 11, 2020

PHILLIPS LYTTLE LLP

By /s/ Catherine N. Eisenhut  
William J. Brown (Bar Roll #601330)  
Catherine N. Eisenhut (Bar Roll #520849)  
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Doc #01-3037018.66

**McGinn Smith & Co. Inc. - Sixty-Fourth Payment Schedule of Investor Distributions**

**September 11, 2020**

<i>Claim #</i>	<i>Description of Investment</i>	<i>Amount of Investment (100%)</i>	<i>Amount of First Distribution</i>
4140A	Seton Hall Mortgage Note Holders	\$ 8,630.84	\$ 863.00
4753A	FIIN Secured Senior Subordinated Notes Due 12/15/2008	\$ 35,000.00	\$ 3,500.00
4924A	FEIN 10.25% Secured Junior Notes Due 01/30/2009	\$ 7,000.00	\$ 700.00
4925A	FEIN 10.25% Secured Junior Notes Due 01/30/2009	\$ 68,000.00	\$ 6,800.00
5634A	FAIN 10.25% Secured Junior Notes Due 11/15/2010	\$ 35,000.00	\$ 3,500.00
5635A	FEIN Secured Senior Subordinated Notes Due 01/30/2009	\$ 25,000.00	\$ 2,500.00
5636A	FEIN Secured Senior Subordinated Notes Due 01/30/2009	\$ 50,000.00	\$ 5,000.00
5637A	TAIN Secured Junior Notes Due 12/15/2009	\$ 15,000.00	\$ 1,500.00
5638A	TAIN Secured Junior Notes Due 12/15/2009 15/2010	\$ 25,000.00	\$ 2,500.00
5639A	TDM Cable Trust 06 9.25% 48 Months Contract Certificates 11/15/10	\$ 30,000.00	\$ 3,000.00
5640A	TDM Verifier Trust 07R Contract Certificates	\$ 25,000.00	\$ 2,500.00
5641A	TDM Verifier Trust 08 Contract Certificate 36	\$ 25,000.00	\$ 2,500.00
6102A	FAIN Secured Senior Subordinated Notes	\$100,000.00	\$10,000.00
6103A	TAIN Secured Senior Subordinated Notes 7.75% Due 12/15/2009	\$ 50,000.00	\$ 5,000.00
6833A	FAIN 10.25% Secured Junior Notes Due 11/15/2010	\$ 25,000.00	\$ 2,500.00

**McGinn Smith & Co. Inc. - Sixty-Fourth Payment Schedule of Investor Distributions**

**September 11, 2020**

		<i>Claim #</i>	<i>Description of Investment</i>	<i>Amount of Investment (100%)</i>	<i>Amount of First Distribution</i>
		6834A	TDM Cable Trust 06 9.25% 48 Months Contract Certificates 11/15/10	\$ 15,000.00	\$ 1,500.00

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